

SOUTH ORANGE COUNTY COMMUNITY COLLEGE DISTRICT
AUDITORIUM, ROOM 145, HEALTH SCIENCES/DISTRICT OFFICES BLDG., SADDLEBACK
COLLEGE

MINUTES OF THE BOARD OF TRUSTEES' MEETING
July 23, 2007

CALL TO ORDER: 5:00 P.M.

PRESENT

Members of the Board of Trustees:

David B. Lang, President
Donald P. Wagner, Vice President
Thomas A. Fuentes, Clerk
William O. Jay, Member
Nancy M. Padberg, Member
John S. Williams, Member
Matthew Reynard, Student Member

Absent

Marcia Milchiker, Member

Administrative Officers:

Raghu P. Mathur, Chancellor
Gary Poertner, Deputy Chancellor
Andreea Serban, Vice Chancellor, Technology and Learning Services
Robert E. King, Vice Chancellor Human Resources
Richard D. McCullough, President, Saddleback College
Glenn Roquemore, President, Irvine Valley College
Robert J. Kopecky, Provost, ATEP

1.0 PROCEDURAL MATTERS

1.1 Call To Order

1.2 Public Comments Members of the public may address the Board on items listed to be discussed in closed session. Speakers are limited to two minutes each.

RECESS TO CLOSED SESSION FOR DISCUSSION OF THE FOLLOWING:

A. Public Employee Appointment, Employment, Evaluation of Performance, Discipline, Dismissal, Release (GC 54957)

1. Public Employee Appointment/Employment

a. Chancellorb. District Director of Facilities, Planning and Purchasingc. SC Dean of Physical Education and Athletics2. Public Employee Evaluation of Performancea. Chancellor3. Public Employee Discipline/Dismissal/Release (4)B. Conference with Labor Negotiators (GC 54957.6)1. Negotiator - Dr. Raghu Mathur; SOCCCD Faculty Association2. Negotiator - Dr. Raghu Mathur; California School Employees Association (CSEA), Chapter 5863. Negotiator - Dr. Raghu Mathur; SOCCCD Police Officers Association4. Negotiator - Dr. Raghu Mathur; Unrepresented Employeesa. Administrators and Managers5. Negotiator - Board President; Unrepresented Employeea. ChancellorC. Conference with Real Property Negotiators (GC 54956.8)1. Property - Use of Portion of Advanced Technology and Education Park (ATEP) Property at 15445 Lansdowne Road., Tustin, CA Agency Designated Representative - Dr. Raghu Mathur; Negotiating Parties (1) Camelot Entertainment; (2) CSU-Fullerton - biotech proposal; (3) CSU-Fullerton (entertainment arts/Irvine campus programs); (4) Young Americans; and (5) Chapman University/University College. Under Negotiation - Price and Terms of PaymentD. Conference with Legal Counsel (GC 54956.9)1. Existing Litigation (GC 54956.9[a])2. Anticipated Litigation/Significant Exposure to Litigation (GC54956.9[b][1] and [3] [A]) (3)3. Initiation of Litigation (GC 54956.9[c]) (3)

RECONVENE OPEN SESSION: 7:01 P.M.

2.0 PROCEDURAL MATTERS

2.1 Actions Taken in Closed Session

There were no actions taken in Closed Session.

2.2 Invocation Led by Trustee Williams

2.3 Pledge of Allegiance Led by Trustee Padberg

2.4 Resolutions/Presentations/Introductions

2.5 Public Comments Members of the public may address the Board on any item on the agenda at this time or during consideration of the item. Items not on the agenda that are within the subject matter jurisdiction of the Board may also be addressed at this time. Speakers are limited to up to two minutes each.

3.0 REPORTS

3.1 Oral Reports: Speakers are limited to up to two minutes each.

3.2 Board Reports

Trustees Lang, Wagner, Williams and Student Trustee Reynard gave reports. Trustee Lang requested that the meeting be adjourned in memory of Trustee Milchiker's mother-in-law, Celia Milchiker.

3.3 Chancellor's Report

3.4 Board Requests for Reports

4.0 CONSENT CALENDAR ITEMS All matters on the consent calendar are routine items and are to be approved in one motion unless a Board member requests separate action on a specific item, and states the compelling reason for separate action.

On a motion made by John S. Williams and seconded by Thomas A. Fuentes, the board approved on a 6 - 0 vote all items on the Consent Calendar except for items 4.8, 4.13, 4.20 and 4.22 which were pulled.

4.1 SOCCCD: Board of Trustees Meeting Minutes Approve minutes of the June 23, 2007 meeting.

4.2 SOCCCD: Subcontractor Agreement Approval is requested for the subcontracting agreement (New Media/Multimedia/Entertainment Centers Grant) between North Orange

County Community College District and South Orange County Community College District.

4.3 Irvine Valley College: Placement of Plaque in Memory of Former Professor Alan J. Cohen Approval is requested for placement of a bronze plaque in the campus greenhouse compound in memory of former professor Alan J. Cohen.

4.4 Irvine Valley College: Community Education, Summer 2007

4.5 Saddleback College: Oxford Semester Abroad in Oxford, England - Spring 2008 Approve the cost of \$5,745 per student for the Spring 2008 Saddleback College Oxford Semester Abroad in Oxford, England.

4.6 Saddleback College: Study Abroad Program to Guanajuato, Mexico Approve the Saddleback College Spanish Language Studies Program in Guanajuato, Mexico in Summer 2008.

4.7 Saddleback College: Study Abroad Program to Peru Approve the Saddleback College study abroad program: Studies In Peru in Spring 2008.

4.8 Saddleback College: Study Abroad Program to Salamanca, Spain Approve the Saddleback College Spanish Language Studies Program in Salamanca, Spain in Spring 2008.

This item was pulled from the agenda.

4.9 SOCCCD: Grant Acceptance, Articulation of Career Technical Education Pathways to Four-Year Institutions Acceptance of the California Community College Chancellor's Office Grant, Articulation of Career Technical Education Pathways to Four-Year Institutions, in the amount of \$750,000.

4.10 SOCCCD: Speakers Approval of general fund honorarium and travel expenses for speakers at the Saddleback College and Irvine Valley College.

4.11 SOCCCD: Agreement for Legal Services: Atkinson, Andelson, Loya, Ruud & Romo Approve agreement for legal services with hourly rate changes.

4.12 SOCCCD: Agreement for Legal Services: Liebert Cassidy Whitmore Approve agreement for legal services.

4.13 SOCCCD: Adopt Resolution No. 07-22 for Transfer of Appropriations at Close of Fiscal Year 2006-07 Approve adoption of resolution authorizing the Orange County Department of Education to make the necessary year-end budget transfers.

On a motion made by Thomas A. Fuentes and seconded by John S. Williams, the board approved on a 6 - 0 vote.

4.14 SOCCCD: Renewal of Systems Maintenance Agreement for Districtwide Network Infrastructure Approve maintenance agreement for districtwide telecommunication system

in the amount of \$187,242.00.

4.15 SOCCCD: Award of Bid: Chemistry Supplies Approve award of bid to vendors for chemistry supplies for Irvine Valley College and Saddleback College in the amount of \$75,320.92.

4.16 SOCCCD: Authorization for District Institutional Memberships 2007-08 Approve memberships and estimated dues for organizations.

4.17 Irvine Valley College: Change Order Request No. 3: Police and Warehouse Facility Approve change order request increasing the contract amount by \$3,829.93. The total revised contract amount is \$1,933,501.01.

4.18 Irvine Valley College: Change Order Requests: Performing Arts Center/Theater Approve change order requests increasing the contract amount by \$9,326.00. The total revised contract amount is \$26,696,411.00.

4.19 Irvine Valley College: Notices of Completion: Performing Arts/Theater Authorize the filing of the notices of completion for 7 contracts and authorize the release of retention.

4.20 Irvine Valley College: Change Order Request No. 2 and Notice of Completion: Parking Lots and Sidewalk Repairs Approve change order request with Haitbrink Asphalt decreasing the contract amount by \$2,775.00 and authorize the filing of the notice of completion.

On a motion made by Thomas A. Fuentes and seconded by John S. Williams, the board approved on a 6 - 0 vote.

4.21 ATEP: Change Order Request No. 5: Completion of Relocatable Classroom Buildings Approve change order with Resun Leasing increasing the contract amount by \$17,359.00. The total revised contract amount is \$3,399,276.84.

4.22 ATEP: Change order Request No. 4 and Notice of Completion: Site Improvements and Signage for the Launch Approve change order request with Los Angeles Engineering, Inc. increasing the contract amount by \$41,049.60 and authorize the filing of the notice of completion. The total revised contract amount is \$2,231,287.71.

On a motion made by Thomas A. Fuentes and seconded by William O. Jay, the board approved on a 6 - 0 vote.

4.23 Saddleback College: Award of Bid: Printing, Mailing Preparation of Community Education Brochure Approve the award of bid to Southwest Offset Printing in the amount of \$92,180.13.

4.24 SOCCCD: June/July 2007 Contracts Ratify contracts as listed.

4.25 SOCCCD: Purchase Orders/Confirming Requisitions Approve purchase orders processed in accordance with the general priorities of the adopted budget and numbered

P07-05115 through P07-05169 amounting to \$102,022.48 and PO8-00087 through PO8-00487 amounting to \$24,280,751.01. Confirming requisitions dated June 5, 2007 through July 1, 2007 totaling \$57,661.86.

4.26 SOCCCD: Payment of Bills Approve Check Nos. 061055 through 061965, processed through the Orange County Department of Education, totaling \$9,264,793.80; Check Nos. 008935 through 08980, processed through Saddleback College Community Education, totaling \$345,251.49; and Check Nos. 008300 through 008310, processed through Irvine Valley College Community Education, totaling \$24,566.96.

4.27 SOCCCD: Gifts to the District and Foundations Accept various donated items.

4.28 SOCCCD: Reimbursement to Trustees for Mileage to and from Required Board Meetings Approve Trustees' claims for reimbursement for mileage to and from board meetings.

5.0 GENERAL ACTION ITEMS

5.1 Saddleback College, Irvine Valley College, and ATEP: College and ATEP Mission Statement Update Approve mission statements for Saddleback College, Irvine Valley College and ATEP.

On a motion made by John S. Williams and seconded by Thomas A. Fuentes, the board approved on a 6 - 0 vote.

5.2 SOCCCD: Board Policy Revision: BP 100: The South Orange County Community College District, BP 101: Mission, BP 102: Functions of the Governing Board, BP 103: Board Membership, BP 104: Student Member of the Board of Trustees, BP 105: Organization of the Governing Board, BP 106: Board Elections, BP 107: Board Policy and Administrative Regulation, BP 108: Vacancies of the Board, BP 109: Board Education, BP 112: Duties and Responsibilities of the Board of Trustees, BP 120: Regular Meetings of the Board, BP 122: Closed Sessions, BP 124: Special and Emergency Meetings, BP 126: Quorum and Voting, BP 128: Agendas, BP 130: Public Participation at Board Meetings, BP 132: Speakers, BP 134: Decorum, BP 136: Minutes, BP 138: Recording, BP 146: Chancellor Succession, BP 148: Evaluation of the Chancellor, BP 152: Presentation of Initial Collective Bargaining Proposals, BP 154: Conflict of Interest, BP 158: Political Activity, BP 160: Personal Use of Public Resources, BP 162: Communications Among Board Members, BP 164: Board Member Compensation, BP 166: Health Benefits, BP 168: Board Member Travel, BP 172: Board Self Evaluation Accept Board Policies for review and study.

On a motion made by Thomas A. Fuentes and seconded by William O. Jay, the board approved on a 6 - 0 vote .

5.3 SOCCCD: Police Officers Association Master Agreement Approve Police Officers Association Master Agreement July 1, 2007 to June 30, 2010.

On a motion made by John S. Williams and seconded by Thomas A. Fuentes, the board approved on a 6 - 0 vote.

5.4 SOCCCD: Academic Personnel Actions Approve New Personnel Appointments; Academic Temporary Part-Time/Substitute Staff; Additional Compensation: General Fund; Additional Compensation: Categorical/Non-General Fund; Administrator Contract Extension Correction; Leave of Absence; Resignation/Retirement/Conclusion of Employment.

A motion was made by Donald P. Wagner and seconded by Nancy M. Padberg, to divide the question and vote separately on Item F.1. On a 5-1 vote the motion was approved with William O. Jay opposing.

On a motion made by Thomas A. Fuentes and seconded by John S. Williams, the board approved on a 6 - 0 vote remaining items.

The Board approved item F.1 on a 5-1 vote with Donald P. Wagner opposing.

5.5 SOCCCD: Classified Personnel Actions Approve New Personnel Appointments; Authorization to Eliminate Classified and Classified Management Positions and/or Position Numbers; Authorization to Establish and Announce a Classified Position; Change of Status; Out of Class Assignments Leave of Absence; Resignation/Retirement/Conclusion of Employment; Authorization to Revise the Salary Schedule for the Non-Bargaining Unit Professional Experts; Additional Compensation; Volunteers.

On a motion made by Thomas A. Fuentes and seconded by John S. Williams, the board approved on a 6 - 0 vote subject to the removal of Items B.1 and H.1 and correction in effective date in Item A.1.E to July 19, 2007.

5.6 SOCCCD: Chancellor's Contract

On a motion made by John S. Williams and seconded by Thomas A. Fuentes, the board approved on a 4 - 2 vote the Chancellor's contract as amended , with William O. Jay and Nancy M. Padberg opposing.

6.0 DISCUSSION ITEM

6.1 Saddleback College and Irvine Valley College : Emergency Preparedness Report on emergency preparedness.

Report was given by Chief of Police Harry Parmer, Interim Chief of Police Jim Pyle and Provost Kopecky.

7.0 REPORTS

7.1 Information Items

7.1.1 SOCCCD: Basic Aid Report Projected receipts and approved projects.

7.1.2 SOCCCD: Facilities Plan Status Report Status of current construction projects.

7.1.3 SOCCCD: List of Board Requested Reports Information as requested.

7.1.4 SOCCCD: Report - Colleges and ATEP Energy Conservation Measures and Sustainability

Directors John Ozurovich and Phillip Brittain, Provost Kopecky and representatives from gkkWorks provided a report

7.1.5 SOCCCD: Report - Employees with Earnings over \$90,000 for Fiscal Year 2006/07

7.1.6 SOCCCD: Status Report on the Authorization to Approve Contracts

7.2 Written Reports Reports by the following individuals and groups should be written and submitted through the docket process prior to distribution of the Board agenda packet.

7.2.1 President, Saddleback College

7.2.2 President, Irvine Valley College

7.2.3 Provost, ATEP

7.2.4 Associated Student Government of SC

7.2.5 Associated Students of IVC

7.2.6 Saddleback College Academic Senate

7.2.7 Irvine Valley College Academic Senate

7.2.8 Faculty Association

7.2.9 California School Employees Association

7.2.10 Saddleback College Classified Senate

7.2.11 Irvine Valley College Classified Senate

7.2.12 District Services Classified Senate

7.2.13 Police Officers' Association

ADJOURNMENT: The meeting was adjourned in memory of Celia Milchiker, mother-in-law of Trustee Milchiker and Gary Stakan, Counselor, Saddleback College, at 8:35 P.M.

Raghu P. Mathur, Secretary